

M I N U T E S
December 3, 2010
Committee on Professional Discipline

PARTICIPATING:

Committee on Professional Discipline meeting was called to order by Chairman Julia Bouchard, M.D., Boise, at 8:00 a.m. on Friday, December 3, 2010 in the Park Center Room of the DoubleTree Club Hotel, in Boise, Idaho. Present were Committee on Professional Discipline members: Wendell Wells, M.D., Burley; Michael Johnson, Public Member, Boise and Stephen Marano, M.D., Idaho Falls. Board of Medicine members also present were David A. McClusky, II, M.D., Chairman, Twin Falls; Laura McGeorge, MD, Boise; Ralph Sutherlin, D.O., Meridian; William A. Cone, M.D., Lewiston; Barry Bennett, MD, Idaho Falls; William Ganz, MD, Coeur d'Alene; Trudy Jackson, Public Member, Emmett, and B. Joyce McRoberts, Public Member, Meridian. Also attending were Imelda (Joan) Weddington, Executive Director; Cathleen Morgan, Board Counsel; Mary Leonard, Associate Director; Beverly Kendrick, Quality Assurance Specialist, Cynthia Michalik, Quality Assurance Specialist; Janet Whelan, Quality Assurance Specialist; Darlene Parrott, Compliance Monitor and Jean Uranga, Attorney for the Board. Arthur C. Jones, III, MD, Boise, was absent and excused. Leo Harf, M.D., Board of Medicine Vice-Chairman, Nampa, arrived later.

MINUTES:

The minutes of the September 10, 2010, meeting were approved as written. (Wells/Unanimous)

COMMITTEE ACTIONS/RECOMMENDATIONS:

Motion to go into Executive Session at 8:00 a.m. via roll call in accordance with Idaho Code §67-2345(b),(d) and (f) to discuss confidential current and potential litigation issues and discuss personal matters relating to the character, professional competence or physical or mental health of an applicant. (Wells - Affirmed unanimously via roll call: Johnson, Marano and Bouchard.)

In Executive Session, the Committee considered the results of investigations and information presented in each discipline case.

At 9:33 a.m. the Committee acted to leave Executive Session and go into Open Session. (Wells. Approved - Bouchard, Johnson, and Marano.)

In Open Session, the Committee voted on the matters considered during Executive Session and made recommendations to the Board of Medicine as follows:

Case No. BOM-2010-419 - The Committee acted to recommend a consultant review of specific records. (Wells/Unanimous)

Case No. MON-58 - The Committee acted to recommend approval of a request for termination of Stipulation and Order. (Wells/Unanimous)

Case No. 6600 - The Committee acted to recommend deferral of consideration of this case pending resolution of an ongoing investigation by another state. (Wells/Unanimous)

Case No. 6595 - The Committee acted to recommend closure with a rehabilitation Stipulation and Order for 8 years and prohibit return to practice until certain monitoring conditions have been met. (Wells/Unanimous)

Case No. 6556 - The Committee acted to recommend closure with no action due to licensee's voluntary license surrender. (Wells/Unanimous)

Case No. 6632 - The Committee acted to recommend closure with a Confidential Letter of Concern. (Wells/Unanimous)

Case No. 6635 - The Committee acted to recommend closure with a Confidential Letter of Concern. (Wells/Unanimous)

Case No. MON-43 - The Committee acted to recommend approval of a request for termination of Stipulation and Order. (Wells/Unanimous)

Case No. 6614 - The Committee acted to recommend closure with a Stipulation and Order for a rehabilitation evaluation and follow up. (Wells/Unanimous)

Case No. 6616 - The Committee acted to recommend closure with a Stipulation and Order for a rehabilitation evaluation and follow up. (Marano/Unanimous)

Case No. 6641 - The Committee acted to recommend closure. (Marano/Unanimous)

Case No. MON-79 - The Committee acted to recommend denial of a request for modification of a Stipulation and Order. (Johnson/Unanimous)

Case No. 6646 - The Committee acted to recommend closure. (Wells/Unanimous)

The Committee acted to recommend that the following cases be closed by consent motion: Case Nos. BOM-2010-414, 6606, 6609, 6615, 6617, 6619, 6626, 6627, 6628, 6634, 6636, 6637, 6638, 6639, 6642, 6644, 6645, 6647, 6648, 6652, 6653, 6656, and 6661.

The Committee reviewed follow-up information presented in case Nos. BOM-2009-398, BOM-2010-417, BOM-2009-400, BOM-2010-430, MON-128, 6357, MON-125, MON-45, and 6620. No action was required.

Further responses to the Board's request for follow up regarding the annual renewal application questions were provided as an

informational report. No action was required.

The Committee reviewed the Monitoring records for information. No action was required.

The Committee reviewed the Stipulation and Order Compliance Report. No action was required.

The Committee reviewed compliance with the Patient Freedom of Information Act and noted that of the four licensees listed on the agenda three had complied prior to the meeting. The Committee acted to recommend an Order Imposing Fine for non-compliance in Case No. 2010-BOM-6701.

The Committee reviewed the reports of matters that were determined to be outside of the Board's jurisdiction.

ADJOURNMENT:

Committee Chairman Julia Bouchard, M.D. adjourned the meeting at 9:38 a.m. on Friday, December 3, 2010.